

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

IN RE: ETHICON, INC.
PELVIC REPAIR SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

THIS DOCUMENT RELATES TO THE CIVIL ACTION NOS. LISTED ON THE ATTACHED EXHIBITS:

**JOINT MOTION TO DISMISS DEFENDANT
AMERICAN MEDICAL SYSTEMS, INC. WITHOUT PREJUDICE**

Plaintiffs in the cases listed on the attached Exhibits A-D and defendant American Medical Systems, Inc. ("AMS") advise the Court Excelthat they have compromised and settled all claims between them in these actions, including all counterclaims, cross-claims and third party claims. Accordingly, Plaintiffs and AMS jointly move the court to dismiss AMS as a defendant in these actions without prejudice, and terminate AMS from the docket in the actions. Other defendants remain in these actions, and plaintiffs will continue to prosecute these actions against them.

Respectfully:

/s/ Tracy G. Weiss

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Dated: February 11, 2015

EXHIBIT A - BEASLEY ALLEN CROW METHVIN PORTIS & MILES

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:13-CV-00172	Kathleen M. Ford v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-17602	Mary W. Worley, William G. Worley v. Johnson & Johnson, Ethicon, Inc., Boston Scientific Corporation, American Medical Systems, Inc.
2:13-CV-32331	Sharon Flinn, William Flinn v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT B - BLASINGAME BURCH GARRARD & ASHLEY

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:13-CV-22870	Beverly Ritchey Smith, Stanley Smith v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc., Boston Scientific Corporation
2:13-CV-27050	Martha A. Owens, Joseph F. Owens v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-31409	Cheryl A. Walling, Douglas Walling v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:14-CV-03193	Linda A. Salvetti, Robert Salvetti v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:14-CV-04814	Katina Nesbitt v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT C - LEVIN PAPANTONIO THOMAS MITCHELL RAFFERTY & PROCTOR

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:12-CV-09956	Alina Garcia v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT D - SIKOS CRAWFORD SIKOS & JOSEPH

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:12-CV-02583	Rhonda Garner, Billy Garner v. Johnson & Johnson, Ethicon, Inc., American Medical Systems, Inc.
2:12-CV-06577	Mary Ann Guthrie, Troy Guthrie v. Johnson & Johnson, Ethicon, Inc., American Medical Systems, Inc.
2:14-CV-02349	Theresa S. Foster v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc., C. R. Bard, Inc., Tissue Science Laboratories Limited

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THIS DOCUMENT RELATES TO CASES
ON THE EXHIBITS A-D ATTACHED HERETO

ORDER

(Dismissing Defendant American Medical Systems, Inc. from Certain Cases Without Prejudice)

Pending in MDL 2327, 2:12-md-2327 [Docket], is a Joint Motion to Dismiss filed by plaintiffs identified in the attached Exhibits A-D and American Medical Systems, Inc. (“AMS”) seeking dismissal of AMS from these actions, without prejudice, because all claims between them have been compromised and settled, including all claims, counterclaims, cross-claims and third party claims. After careful consideration, it is **ORDERED** that the Joint Motion to Dismiss AMS Without Prejudice is **GRANTED**.

The court **DIRECTS** the Clerk to file a copy of this order in 2:12-md-2327 and in the individual cases listed in the attached Exhibits A-D.

ENTER:

CERTIFICATE OF SERVICE

I hereby certify that on February 11, 2015, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in these member cases.

/s/ Tracy G. Weiss